

1A97 Rec'd PCT/PTO 25 JAN 2006

PTO-1390 (Rev. 07-2005)

Approved for use through 3/31/2007. OMB 0651-0021
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

CUSTOMER NO. 31013

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TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371		ATTORNEY'S DOCKET NUMBER 056982/67
INTERNATIONAL APPLICATION NO. PCT/EP2004/007647	INTERNATIONAL FILING DATE 12 July 2004	U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/566074
		PRIORITY DATE CLAIMED 28 July 2003 and 14 January 2004
TITLE OF INVENTION PRESSURIZED MEDIUM CONSUMER DEVICE		
APPLICANT(S) FOR DO/EO/US DIEKMEYER, Heinrich et al.		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<p>1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a submission under 35 U.S.C. 371.</p> <p>2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371.</p> <p>3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.</p> <p>4. <input checked="" type="checkbox"/> The US has been elected (Article 31).</p> <p>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <ul style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input checked="" type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). </p> <p>6. <input checked="" type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). <ul style="list-style-type: none"> a. <input checked="" type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). </p> <p>7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <ul style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input checked="" type="checkbox"/> have not been made and will not be made. </p> <p>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</p> <p>9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). (unexecuted)</p> <p>10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</p>		
Items 11 to 20 below concern document(s) or information included:		
<p>11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. (including copy of Int'l Search Report)</p> <p>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</p> <p>13. <input type="checkbox"/> A preliminary amendment.</p> <p>14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.</p> <p>15. <input type="checkbox"/> A substitute specification.</p> <p>16. <input checked="" type="checkbox"/> A power of attorney and/or change-of-address letter. (see item 9 combined Declaration and Power of Attorney)</p> <p>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821- 1.825.</p> <p>18. <input checked="" type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4).</p> <p>19. <input checked="" type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</p>		

This collection of information is required by 37 CFR 1.414 and 1.491-1.492. The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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U.S. APPLICATION NO. (if known, see 37 CFR 1.5)	INTERNATIONAL APPLICATION NO.			ATTORNEY'S DOCKET NUMBER	
1075007	PCT/EP2004/007647			056982/67	
20. Other items or information: Request; Notice Informing Applicant of Commun. of Int'l Appl. to Designated Offices; duplicate copy of Transmittal incl. fee calculation sheet					
The following fees have been submitted				CALCULATIONS	PTO USE ONLY
21. <input checked="" type="checkbox"/> Basic national fee (37 CFR 1.492(a))..... \$300				\$ 300.00	
22. <input checked="" type="checkbox"/> Examination fee (37 CFR 1.492(c)) If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4). \$0 All other situations..... \$200				\$ 200.00	
23. <input checked="" type="checkbox"/> Search fee (37 CFR 1.492(b)) If the written opinion of the ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4). \$0 Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority..... \$100 International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB..... \$400 All other situations..... \$500				\$ 400.00	
TOTAL OF 21, 22 and 23 =				900.00	
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing in an electronic medium) (37 CFR 1.492(l)). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)		RATE	
- 100 =	/50 =			x \$250	\$
Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)).				\$ 130.00	
CLAIMS				NUMBER FILED	NUMBER EXTRA
Total claims				8 - 20 = 0	x \$ 50 \$ 0.00
Independent claims				1 - 3 = 0	x \$200 \$ 0.00
MULTIPLE DEPENDENT CLAIM(S) (if applicable)				+ \$360	\$ 360.00
TOTAL OF ABOVE CALCULATIONS =				\$ 1,390.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by ½.					
SUBTOTAL =				\$ 1,390.00	
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).				\$	
TOTAL NATIONAL FEE =				\$ 1,390.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				\$	
TOTAL FEES ENCLOSED =				\$ 1,390.00	
				Amount to be refunded:	\$
				Amount to be charged	\$

10/566074

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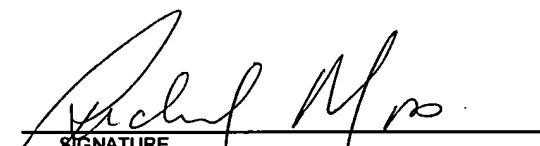
IAP20R 25 JAN 2006

- a. A check in the amount of \$ 1,390.00 to cover the above fees is enclosed.
- b. Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed.
- c. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-0540. A duplicate copy of this sheet is enclosed.
- d. Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.

SEND ALL CORRESPONDENCE TO:

CUSTOMER NO. 31013



SIGNATURE

Richard L. Moss (01/25/06)

NAME

39,782

REGISTRATION NUMBER

10/1566074

KRAMER LEVIN NAFTALIS & FRANKEL LLP

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NEW YORK, NY 10036

AR20REGULATORY 25 JAN 2006

Commissioner for Patents
Mail Stop PCT
P.O. Box 1450
Alexandria, VA 22313-1450

Re: Customer No. : 31013
Attorney Docket No. : 056982/00067
Application Type: : U.S. National Stage Filing (35 USC 371) of
PCT/EP2004/007647 filed 12 July 2004
which claims priority to:
DE 103 34 315.6 filed 28 July 2003 and
DE 10 2004 001 917.7 filed 14 January 2004
Applicants : Heinrich DIEKMEYER
Serial No. : New Patent Application
Filed : Concurrently Herewith
Title : PRESSURIZED MEDIUM CONSUMER DEVICE
Group : Not Yet Assigned
Examiner : Not Yet Assigned

Sir:

Kindly file the annexed papers indicated below:

- (X) Transmittal (Form PTO-1390)
- (X) English translation of Int'l Application w/ drawings (12 pages)
+ WO 2005/014356 A1 cover sheet with English Abstract (2 pages)
- (X) Unexecuted Declaration and Power of Attorney
- (X) IDS w/ Form PTO/SB/08A, copy of Int'l Search Report and listed references
- (X) 2nd copy of published Int'l Application (35 USC 154(d)(4)) including copy of Int'l Search Report
- (X) 2nd copy of English translation of Int'l Application (35 USC 154(d)(4))
- (X) Copy of Request
- (X) Copy of Notice Informing Applicant of Communication of Int'l Application to Designated Offices
- (X) Check in the amount of \$1,390.00
- (X) Duplicate copy of Transmittal (Form PTO-1390)

Small Entity Status Claimed? [] Yes [X] No

Respectfully submitted,

KRAMER LEVIN NAFTALIS & FRANKEL LLP

By:

Randy Lipsitz, Esq.
Registration No. 29,189
Richard L. Moss, Esq.
Registration No. 39,782
Attorneys for Applicants
(212) 715-9100

Dated: January 25, 2006

CERTIFICATE OF EXPRESS MAIL UNDER 37 CFR 1.10

"Express Mail" mailing label number: EV697331123US
Date of Deposit: January 25, 2006

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to the Commissioner for Patents, Mail Stop PCT, P.O. Box 1450, Alexandria, VA. 22313-1450

Dawn Saman
Name
Dawn Saman
Signature